I hereby certify that this corresp

deposited with the United States Post first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450, on ___April 18, 2007

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

Attorney Docket No. 40-002001US Client Ref. No. 01-002001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Erik Scher and Stephen Empedocles

Application No.: 10/826,153

Filed: April 16, 2004

For: NANOCRYSTAL TAGGANTS Examiner: Russell Scott Negin

Art Unit: 1631

SUPPLEMENTAL INFORMATION

DISCLOSURE STATEMENT UNDER 37

CFR § 1.97 and

§ 1.98

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. A copy of the cited US Patent applications has not been enclosed because it is no longer required by the office for submission. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no Erik Scher and Stephen Empedocles

Application No.: 10/826,153

Page 2

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed after the mailing date of the first Office Action and more than three months after the filing date, but prior to the Notice of Allowance or Final Office Action. Please deduct \$180.00, pursuant to 37 CFR §1.17(p), from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Jonathan Alan Quine, J.D., Ph.D.

Reg. No. 41,261

For Monicia Elrod-Erickson, Ph.D.

Reg. No. 51,651

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

P.O. BOX 458 Alameda, CA 94501

(510) 337-7871

Fax (510) 337-7877

PTO/SB/08A (09-06)

APR 2 3 2007 S

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Under the Paperwork Reduction Act of

Substitute for form 1449A-B/P1

INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known				
Application Number	10/826,153			
Filing Date	April 16, 2004			
First Named Inventor	Erik Scher			
Group Art Unit	1631			
Examiner Name	Russell Scott Negin			
Attorney Docket Number	40-002001US			
Date Submitted	April 18, 2007			

U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.	U.S. Patent Docur Number	nent Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appeal
	1	6,602,671		Bawendi et al.	08-05-2003	

FOREIGN PATENT DOCUMENTS								
Examiner	Cite		Foreign Patent Docum		Name of Patentee or	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant Passages	_
Initials	No.	Office	Number	Kind Code (if known)	Applicant of Cited Document	MM-DD-YYYY	or Relevant Figures Appear	Ľ

		OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS	,
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т
	2	AKERMAN ET AL. (2002) "Nanocrystal targeting in vivo," PNAS, 99:12617-12621.	
	3	PENG ET AL. (1997) "Synthesis and isolation of a homodimer of cadmium selenide nanocrystals," Agnew. Chem. Int. Ed. Engl, 36:145-147.	
		·	

Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.